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DATE MAILED: April 1, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Jonathan W. NYCE

Application No. 09/841,426

Filed: April 24, 2001

For: **COMPOSITION, FORMULATIONS  
WITH AN EPIANDROSTERONE OR A  
UBIQUINONE & KITS & THEIR USE  
FOR TREATMENT OF ASTHMA  
SYMPTOMS & FOR REDUCING  
ADENOSINE/ADENOSINE RECEPTOR  
LEVELS**

Art Unit: 1617

Examiner: Jiang, Shaojia A.

Confirmation No.: 5444

Attorney Docket No.:  
02486.0017.CPUS05 (EPI-00311)

**RESPONSE TO FINAL OFFICE ACTION**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This submission is in response to the Office Action mailed from the U.S. Patent and Trademark Office on **October 1, 2003**. This response is submitted on or before the extended due date of **April 1, 2004**. A constructive filing Petition for Extension of Time for three (3) months is established with the filing of the requisite fee of \$475.00 pursuant to 37 C.F.R. §1.17(a)(3). If any further fees are required in order to maintain the pendency of the instant application, the Examiner is expressly authorized to charge such to Deposit Account No. 08-3038 referencing Attorney Docket No. 02486.0017.CPUS05. The Examiner is respectfully requested enter amendments and reconsider the application.